

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 9826

IN THE MATTER OF:

Served August 11, 2006

Application of E&H TRANSPORTATION,)
LLC, for a Certificate of Authority)
-- Irregular Route Operations)

Case No. AP-2006-142

By application accepted for filing August 7, 2006, E&H Transportation, LLC, a District of Columbia entity, seeks a certificate of authority for irregular route operations in vehicles with a seating capacity of less than 16 persons only, including the driver.

Applicant proposes commencing operations with one van. Applicant proposes operating under a tariff containing rates for Medicaid transportation and rates for transportation under contracts with private entities.

Applicant's president, David Pearson, previously held operating authority from this Commission from October 7, 1977, until June 16, 2006, when Certificate No. 53 was revoked in Order No. 9662 for willful failure to comply with the Commission's insurance regulation, Regulation No. 58.¹

The history of Certificate No. 53 has a bearing on this application because the past conduct of an applicant's owners and officers is relevant to a determination of applicant's compliance fitness.²

This proceeding is hereby initiated to determine whether applicant is fit and whether the proposed transportation is consistent with the public interest.

THEREFORE, IT IS ORDERED:

1. That applicant shall publish once in a newspaper of general circulation in the Metropolitan District, no later than August 25, 2006, notice in the form prescribed by the staff of the Commission.


2. That applicant shall file with the Commission, no later than September 8, 2006, an affidavit that notice has been published as required in the preceding paragraph.

¹ In re David C. Pearson, t/a E&H Transp. Co., No. MP-06-21, Order No. 9662 (June 16, 2006), recon. denied, Order No. 9810 (Aug. 8, 2006).

² In re People Helping Others Transp., Inc., No. AP-05-17, Order No. 8623 (Apr. 4, 2005).

3. That the deadline for filing protests, comments, applications for intervention, and requests for formal hearing is September 8, 2006, and that copies must be served on applicant's president, David Pearson, 11300 Baritone Court, Silver Spring, MD 20901.

FOR THE COMMISSION:

A handwritten signature in black ink, appearing to read 'W. S. Morrow, Jr.', written in a cursive style.

William S. Morrow, Jr.
Executive Director